

GARRETT

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063

AMENDMENT TO H.R. _____

OFFERED BY MR. GARRETT OF NEW JERSEY

Page 100, line 18, strike “broker, or dealer by” and insert “or any broker or dealer providing clearing or custodial services by”.

Page 101, line 7, strike “broker, or dealer” and insert “or any broker or dealer providing clearing or custodial services”.

Page 102, line 4, strike “brokers, or dealers,” and insert “or particular brokers or dealers providing clearing or custodial services,”.

Page 102, beginning on line 15, strike “brokers, or dealers” and insert “or for brokers or dealers providing clearing or custodial services”.

Page 103, after line 12, insert the following:

1 “(6) CLEARING SERVICES.—The term ‘clearing
2 services’ means carrying accounts of customers or
3 brokers or dealers and receiving or holding funds or
4 securities for such accounts for the purpose of ef-
5 fecting payment and settlement of transactions in
6 such accounts.

1 “(7) CUSTODIAL SERVICES.—The term ‘custo-
2 dial services’ means the receipt or acquisition or
3 holding of funds or securities for the accounts of
4 customers of a broker or dealer or on behalf of an
5 investment adviser or the accounts of any invest-
6 ment adviser.

Page 103, line 13, strike “(6)” and insert “(8)”.

Page 103, line 21, strike “brokers, and dealers” and
insert “or brokers, or dealers providing clearing or custo-
dial services”.

Page 103, strike lines 22 and 23, and insert the fol-
lowing:

7 (2) in subsection (a), by inserting “, and bro-
8 kers or dealers providing custodial services” after
9 “public companies”; and

Page 104, line 11, strike “broker, or dealer” and in-
sert “or broker or dealer providing clearing or custodial
services”.

Page 104, line 13, strike “brokers, or dealers” and
insert “and brokers or dealers providing clearing or cus-
todial services”.

Page 104, beginning on line 23, strike “brokers, and dealers” and insert “or brokers and dealers providing clearing or custodial services”.

Page 105, line 4, strike “brokers, and dealers” and insert “and brokers or dealers providing clearing or custodial services”.

Page 105, line 20, after “reports” insert “of any broker or dealer who provides clearing or custodial services”.

Page 106, line 5, strike “broker, or dealer” and insert “or broker or dealer providing clearing or custodial services”.

Page 106, beginning on line 12, strike “, broker, or dealer” and insert “or broker or dealer providing clearing or custodial services”.

Page 106, beginning on line 14, strike “, brokers, or dealers” and insert “or brokers or dealers providing clearing or custodial services”.

Page 106, line 23, after “dealers” insert “providing clearing or custodial services”.

Page 107, line 1, strike “brokers and dealers” and insert “classes of brokers and dealers providing clearing or custodial services”.

Page 107, line 10, after “dealers” insert “providing clearing or custodial services”.

Page 107, line 20, after “dealers” insert “providing clearing or custodial services”.

Page 108, line 3, before “that are” insert “providing clearing or custodial services”.

Page 108, line 6, after “dealers” insert “providing clearing or custodial services”.

Page 108, line 19, before “that is” insert “providing clearing or custodial services”.

Page 109, line 7, after “dealer” insert “providing clearing or custodial services”.

Page 109, after line 9, insert the following:

1 (k) CONFORMING AMENDMENT.—Section
2 17(e)(1)(A) of the Securities Exchange Act of 1934 (15
3 U.S.C. 78q(e)(1)(A)) is amended by striking “registered
4 public accounting firm” and inserting “independent public
5 accounting firm or, in the case of a registered broker or
6 dealer providing clearing or custodial services, by a reg-
7 istered public accounting firm”.

